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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

v.

ONE MOSSBERG 590 SHOCKWAVE
SHOTGUN, serial number V0743286,
and
FIFTY ROUNDS OF WINCHESTER-
WESTERN 12 GAUGE AMMUNITION,

Defendants.

3:18-cv-340-MMD-VPC

ORDER FOR SUMMONS AND WARRANT OF ARREST
IN REM FOR PROPERTY AND NOTICE

A Complaint for Forfeiture in Rem has been filed herein by the United States of America.
Pursuant to Rule G(2) of the Supplemental Rules for Certain Admiralty or Maritime Claims and
Asset Forfeiture Actions, in actions by the United States for forfeitures for federal statutory

1 violations, the clerk, upon filing of the complaint, shall issue a summons and warrant to arrest the
2 property if it is in the government's possession, custody, or control.

3 **IT IS, THEREFORE, HEREBY ORDERED** that a Summons and Warrant of Arrest
4 issue against the property named in the Complaint and that the United States of America seize,
5 arrest, and take into custody defendants ONE MOSSBERG 590 SHOCKWAVE SHOTGUN,
6 serial number V0743286, and FIFTY ROUNDS OF WINCHESTER-WESTERN 12 GAUGE
7 AMMUNITION, and that all persons claiming an interest in the property must file a verified
8 claim pursuant to Rule G(5) of the Supplemental Rules for Certain Admiralty or Maritime Claims
9 and Asset Forfeiture Actions, and 18 U.S.C. § 983(a)(4)(A). The person asserting such interest in
10 seized property in accordance with Rule G(5) and 18 U.S.C. § 983(a)(4)(A) shall file an answer
11 or motion under Rule 12 responding to the Government's complaint for forfeiture not later than
12 21 days after the date of the filing of the claim. The claim and the answer or motion must be
13 served upon the Office of the United States Attorney at the time of filing. Failure to file a verified
14 claim and an answer or motion within the prescribed time will result in a judgment of forfeiture
15 by default.

16 **IT IS FURTHER ORDERED** that notice of the action and the arrest be given by the
17 United States of America by publication pursuant to Rule G(4)(a) of the Supplemental Rules for
18 Certain Admiralty or Maritime Claims and Asset Forfeiture Actions, and that a copy of the
19 Complaint for Forfeiture in Rem, this Order, the Warrant of Arrest, and the Notice of Complaint
20 for Forfeiture and Arrest of Property be sent to any person who reasonably appears to be a
21 potential claimant to the defendant property in accordance with Rule G(4)(b) of the Supplemental
22 Rules for Certain Admiralty or Maritime Claims and Asset Forfeiture Actions.

1 **IT IS FURTHER ORDERED** that the United States of America shall file proof of
2 publication and service with the Clerk of this Court.

3 DATED this 18th day of July_____, 2018.

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UNITED STATES DISTRICT JUDGE

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5 UNITED STATES DISTRICT COURT
6 DISTRICT OF NEVADA

7 UNITED STATES OF AMERICA,

8 Plaintiff,

3:18-cv-340-MMD-VPC

9 v.

10 ONE MOSSBERG 590 SHOCKWAVE
11 SHOTGUN, serial number V0743286,
12 and
13 FIFTY ROUNDS OF WINCHESTER-
14 WESTERN 12 GAUGE AMMUNITION,

Defendants.

15 **SUMMONS AND WARRANT OF ARREST**
16 **IN REM FOR PROPERTY AND NOTICE**

17 **TO: UNITED STATES MARSHALS SERVICE**

18 **WHEREAS**, on the 17th day of July, 2018, the United States of America filed a Complaint
19 for Forfeiture in Rem against the above-named defendants for the reasons stated in the Complaint;

20 **YOU ARE, THEREFORE, COMMANDED** to arrest, to attach, to take into custody,
21 and to retain defendants ONE MOSSBERG 590 SHOCKWAVE SHOTGUN, serial number
22 V0743286, and FIFTY ROUNDS OF WINCHESTER-WESTERN 12 GAUGE AMMUNITION,
23 to give notice of the following to all persons claiming an interest in the property: (1) to file a
24 verified claim setting forth their interest in the property in accordance with Rule G(5) of the

1 Supplemental Rules for Certain Admiralty or Maritime Claims and Asset Forfeiture Actions and
2 18 U.S.C. § 983(a)(4)(A); and (2) to file an answer or motion under Rule 12 responding to the
3 Complaint for Forfeiture with the Clerk of this Court within 21 days after filing the claim; and
4 (3) to serve a copy of the filed claim and filed answer or motion upon the United States Attorney
5 for the District of Nevada; and (4) that failure to file a verified claim and an answer or motion
6 will result in a judgment of forfeiture by default; and to make a return of this warrant.

7 Additional procedures and regulations regarding this forfeiture action are found at 19
8 U.S.C. §§ 1602-1619 and Title 21, Code of Federal Regulations (C.F.R.), Sections 1316.71-
9 1316.81. All persons and entities who have an interest in the defendant property may, in addition
10 to filing a claim or in lieu of the filing of a claim, submit a Petition for Remission or Mitigation
11 of the forfeiture for a non-judicial determination of this action pursuant to 28 C.F.R. Part 9.

12 DATED this _____ day of _____, 2018.

13 DEBRA K. KEMPI, CLERK
14 United States District Court

15 By: _____
16 DEPUTY CLERK
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